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6   UNITED STATES DISTRICT COURT

7   DISTRICT OF NEVADA

8   * * * * *

9   RICHARD DEEDS,   )
)
10   Plaintiff,   )   3:03-cv-00453-LRH (VPC)
)
11   v.   )
)   O R D E R
12   ROBERT BAYER, et al.,   )
)
13   Defendants.   )
     _____)

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15   Before this Court is Report and Recommendation of U.S. Magistrate Valerie P. Cooke

16   (Doc. #198) entered on January 12, 2007, recommending denying Plaintiff's request for entry of default

17   as to Defendant Robert Bayer (Doc. #112) filed on August 11, 2006, and striking Defendants' counter-

18   motion to dismiss Defendant Bayer as a defendant (Doc. #113) filed on August 15, 2006. Plaintiff

19   filed his Objections to Magistrate Judge's Report and Recommendation (Doc. #205) on January 24,

20   2007, Defendants filed their Opposition to Plaintiff's Objections to Magistrate Judge's Report and

21   Recommendation on February 8, 2007 (Doc. #213), Plaintiff filed his Reply to Opposition to Plaintiff's

22   Objections (Doc. #222) on February 15, 2007, and an Errata to Plaintiff's Reply to Defendants'

23   Opposition (Doc. #226) was filed by Plaintiff on February 20, 2007, pursuant to 28 U.S.C. § 636(b)(1)

24   and Local Rule 1B 3-2 of the Rules of Practice of the United States District Court for the District of

25   Nevada.

26   The Court has conducted its *de novo* review in this case, has fully considered the objections

1   of the Plaintiff, the pleadings and memoranda of the parties and other relevant matters of record

2   pursuant to 28 U.S.C. § 636 (b) (1) and Local Rule IB 3-2. The Court determines that the Magistrate

3   Judge's Report and Recommendation (Doc. #198) entered on January 12, 2007, should be adopted and

4   accepted.

5   IT IS THEREFORE ORDERED that the Magistrate Judge's Report and Recommendation

6   (Doc. #198) entered on January 12, 2007, is adopted and accepted, and Plaintiff's Request for Entry

7   of Default as to Robert Bayer (Doc. #112) is DENIED and the Defendants' Counter-Motion to Dismiss

8   Bayer as a Defendant (Doc. #113) is STRICKEN.

9   IT IS SO ORDERED.

10   DATED this 25th day of April, 2007.

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13   _____

14   LARRY R. HICKS
     UNITED STATES DISTRICT JUDGE

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